



12-19-05

Docket No. P1053R1D1
Express Mail No. EV 385656265 US

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Certificate of Mailing/Transmission (37 C.F.R. § 1.8(a)):

Pursuant to 37 C.F.R. § 1.8, I hereby certify that this paper and all enclosures are being deposited with the United States Postal Service as Express mail on the date indicated below in an envelope addressed to the Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 16, 2005 Name of Person Certifying: WML
Printed Name: Wendy M. Lee

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Brian Fendly
Filing Date: November 2, 2000

Customer No.: 09157
Examiner: C. Yaen
Group Art Unit 1642
Confirmation No. 5667

Serial No.: 09/705,579
Title: **ANTI-ErbB2 ANTIBODIES**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO FINAL OFFICE ACTION

Sir:

Responsive to the final Office Action mailed June 15, 2005, reconsideration of the present application is respectfully requested in view of the following. A notice of Appeal was filed November 15, 2005. This response is timely filed.

Remarks begin on page 2 of this response.